

IN THE UNITED STATES DISTRICT COURT FOR THE
MIDDLE DISTRICT OF ALABAMA
EASTERN DIVISION

CECELIA TINNEY,

Plaintiff,

vs.

LEXINGTON INSURANCE COMPANY,

Defendant.

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NO. 3:06cv596-SRW

JOINT REPORT OF PARTIES' PLANNING MEETING

1. Pursuant to *Federal Rule of Civil Procedure* 26(f), a meeting of the parties was held on August 21, 2006, and participating therein were John Tinney for Plaintiff along with James Lampkin and Will Grayson for Defendant.

2. Pre-Discovery Disclosures. The parties will serve the information required by *Federal Rule of Civil Procedure* 26(a)(1) by September 21, 2006.

3. Discovery Plan. The parties jointly propose to the Court the following discovery plan:

- a. Discovery will be needed on the following subjects: the legal claims and damages raised in Plaintiff's Complaint as well as the issues raised in Defendant's response to the Complaint.
- b. All discovery commenced in time to be completed by May 21, 2007.
- c. Maximum of 40 interrogatories and 40 requests for production, including sub-parts, by each party to any other party. Responses are due 30 days after service.
- d. Maximum of 30 requests for admission, including sub-parts, by each party to another party. Responses are due 30 days after service.

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- e. Maximum of 7 depositions by Plaintiff and 7 depositions by Defendant.
 - f. Each deposition shall be limited to a maximum of 7 hours unless extended by agreement of the parties.
 - g. Reports from retained experts under Rule 26(a)(2) due:
 - (1) From Plaintiff by: March 8, 2007.
 - (2) From Defendant by: April 9, 2007.
 - h. Supplementations under Rule 26(e) due: February 27, 2007.
4. Other Items:
- a. The parties do not request a conference with the court before entry of the scheduling order.
 - b. The parties request a pretrial conference in July 2007.
 - c. Parties should be allowed until April 21, 2007 to join additional parties and to amend the pleadings.
 - d. All potentially dispositive motions should be filed by no later than 90 days prior to the pretrial date.
 - e. At this stage of the case, the parties are not in a position to determine whether settlement may be enhanced by mediation.
 - f. Final lists of witnesses and exhibits under Rule 26(a)(3) should be due:
 - (1) From Plaintiff by 30 days before trial;
 - (2) From Defendant by 30 days before trial.
 - g. Parties should have 14 days after service of final lists of witnesses and exhibits to list objections under Rule 26(a)(3).
 - h. The case should be ready for trial for the August 2007 trial term, and at this time is expected to take approximately three to four days.

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Date: August 21, 2006.

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